

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RASHAWN ALEXANDER, :  
Plaintiff : CIVIL ACTION  
: :  
: :  
v. : :  
: :  
DAVID DIGUGLIELMO, et al. : No. 10-692  
Defendants : :

ORDER

AND NOW, this 19<sup>th</sup> day of January, 2012, upon independent consideration of the petition for writ of *habeas corpus*, and after a careful review of the thorough and well-reasoned Report and Recommendation of United States Magistrate Judge Arnold C. Rapoport (Document #30) and the Objections to the Report and Recommendation (Doc. #37) and the Response thereto (Doc. #39) it is hereby ORDERED that:

1. The petitioner's objections (Doc. # 37) are OVERRULED;
2. The Report and Recommendation (Doc. #30) is APPROVED and ADOPTED;
3. The petition for writ of habeas corpus (Doc. #1) is DENIED with prejudice and without an evidentiary hearing;
4. There is no probable cause to issue a certificate of appealability; and
5. The Clerk of Court shall mark this case CLOSED.

BY THE COURT:

/s/LAWRENCE F. STENGEL  
LAWRENCE F. STENGEL, J.